|                                                               |   | USDC SDNY DOCUMENT FLECTRONICALLY FILED |
|---------------------------------------------------------------|---|-----------------------------------------|
| UNITED STATES DISTRICT COURT<br>SOUTHERN DISTRICT OF NEW YORK | v | DOC #: DATE FILED: 3/29/67              |
| IN RE SEPTEMBER 11 LITIGATION                                 | ; | 21 MC 97 (AKH)                          |
|                                                               |   | This document relates to:               |
|                                                               | : |                                         |
|                                                               |   | All Cases                               |
|                                                               | : |                                         |
|                                                               | X |                                         |

## STIPULATION OF DISMISSAL WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties and their representatives hereto, that defendant MIDWEST AIRLINES, formally known as MIDWEST EXPRESS AIRLINES, is hereby dismissed without prejudice and without cost to either party as against the other in the following individual action consolidated in the: In re September 11 Litigation (21 MC 97):

## Feller v. AMR Corporation et al; 04 CV 09627 1.

Plaintiff specifically reserves the right to recommence this action if the statements in the affidavit of Carol N. Skornicka, submitted on behalf of Midwest Airlines, are proven untrue.

Dated: New York, New York March 21, 2007

Ms. Fern Feller

315 East 21st Street #3A

New York, New York 10010

(212) 228-9521

Pro Se Plaintiff

rown, Esq.

BROWN GAVALAS & FROMM LLP

355 Lexington Avenue

New York, New York 10017

(212) 983-8500

Attorneys for Defendant

MIDWEST AIRLINES

Hellerstein

United States District Judge